

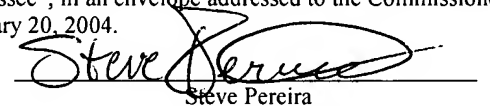
2651  
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OC  
27 Feb 04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
  
Kowalchik, et al.  
  
Application No: 10/004,090  
  
Filed: October 23, 2001  
  
For: *Data Storage Device*

Examiner: Not yet assigned  
  
Art Unit: 2651  
  
Atty. Docket No. EMR-003.01

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FEB 26 2004

|  |                        |
|--|------------------------|
| CERTIFICATE OF FIRST CLASS MAILING   | Technology Center 2600 |
| <p>I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, postage prepaid, "Post Office to Addressee", in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450, on February 20, 2004.</p> <p style="text-align: center;"><br/>Steve Pereira</p> |                        |

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R. §§ 1.56 and 1.97

Dear Sir:

Submitted herewith on Form PTO-1449 is a listing of documents known to Applicants and/or their Attorney in compliance with the requirements of 37 C.F.R. § 1.56. Copies of the documents (References AA-AI) are also being submitted. Applicants respectfully request that the Examiner consider the listed documents and indicate they were considered by making appropriate notations on the attached Form PTO-1449.

In compliance with the requirements of 37 C.F.R. §§ 1.56 and 1.97, Applicants have cited for the Examiner's consideration a co-pending U.S. patent application that is owned at least in part by the assignee of this application and that describes subject matter related to the present invention. The co-pending application is listed herewith in accordance with M.P.E.P. 609 III.D which states: "Applicants may wish to list U.S. patent application numbers on other than Form PTO-1449 or PTO/SB/08A format to avoid the application numbers of pending applications being published on the patent. If a citation is not printed on the patent but has been considered

by the Examiner in accordance with this section, the patented file will reflect that fact as noted in subsection III.C(2) above.”

No copy of the co-pending application has been provided. If the Examiner wishes to have a copy of the co-pending application, the Examiner should contact the Attorney of record.

| Our Docket # | Serial #   | Date Filed       | Title                                    |
|--------------|------------|------------------|--|
| EMR-004.01   | 10/001,317 | October 23, 2001 | Disk Cache Interfacing System and Method |


This submission does not represent that a search has been made or that no better art exists. Nor does it constitute an admission that the cited documents are material or constitute “prior art.” If the Examiner applies the listed documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute “prior art” under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents. Applicants further reserve the right to take appropriate action to establish the patentability of the claimed subject matter over the listed documents, should one or more of the referenced documents be applied against the claims of the present application.

This Information Disclosure Statement is being filed before a first Office Action on the merits; therefore, no fee is believed to be due in connection with the filing of this statement. However, the Commissioner is authorized to credit any overpayment or charge any deficiencies to/from our **Deposit Account No. 06-1448, Ref. EMR-003.01.**

Date: February 20, 2004

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Respectfully Submitted,



Kevin Oliver  
Reg. No. 42,049

Form PTO-1449

**INFORMATION DISCLOSURE CITATION  
IN AN APPLICATION**

(Use several sheets if necessary)

FEB 24 2004

Docket Number (Optional)  
EMR-003.01Application Number  
10/004,090Applicant  
Kowalchik, et al..Filing Date  
October 23, 2001Group Art Unit  
2651**U.S. PATENT DOCUMENTS**

| EXAMINER<br>INITIAL | DOCUMENT NUMBER | DATE     | NAME             | CLASS | SUBCLASS | FILING DATE<br>IF APPROPRIATE |
|---------------------|-----------------|----------|------------------|-------|----------|-------------------------------|
| AA                  | 5,721,956       | 02/24/98 | Martin et al.    | 395   | 872      | 05/15/95                      |
| AB                  | 5,754,888       | 05/19/98 | Yang et al.      | 395   | 872      | 01/18/96                      |
| AC                  | 5,787,466       | 7/28/98  | Berliner         | 711   | 117      | 05/01/96                      |
| AD                  | 5,805,787       | 09/08/98 | Brant et al.     | 395   | 182.04   | 12/29/95                      |
| AE                  | 5,890,207       | 03/30/99 | Sne et al.       | 711   | 113      | 11/27/96                      |
| AF                  | 5,911,779       | 6/15/99  | Stallmo et al.   | 714   | 6        | 03/31/97                      |
| AG                  | 5,933,853       | 08/03/99 | Takagi           | 711   | 159      | 07/25/97                      |
| AH                  | 6,101,576       | 08/08/00 | Kobayashi et al. | 711   | 122      | 07/09/93                      |
| AI                  | 6,389,510       | 05/14/02 | Chen et al.      | 711   | 113      | 04/25/00                      |
|                     |                 |          |                  |       |          | <b>RECEIVED</b>               |
|                     |                 |          |                  |       |          | <b>FEB 26 2004</b>            |

**FOREIGN PATENT DOCUMENTS**

| DOCUMENT<br>NUMBER | DATE | COUNTRY | CLASS | SUBCLASS | Translation | YES | NO |
|--------------------|------|---------|-------|----------|-------------|-----|----|
|                    |      |         |       |          |             |     |    |
|                    |      |         |       |          |             |     |    |
|                    |      |         |       |          |             |     |    |
|                    |      |         |       |          |             |     |    |
|                    |      |         |       |          |             |     |    |

**OTHER DOCUMENTS**

(Including Author, Title, Date, Pertinent Pages Etc.)

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EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.